



## OVERSIGHT BOARD OF THE SUCCESSOR AGENCY

### RESOLUTION NO. OB 2015-02

#### RESOLUTION OF THE OVERSIGHT BOARD OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF ATWATER APPROVING THE SUCCESSOR AGENCY'S PROPOSED ADMINISTRATIVE BUDGET FOR FISCAL YEAR 2015-16 PURSUANT TO HEALTH AND SAFETY CODE SECTION 34177(J)

**WHEREAS**, the Atwater Redevelopment Agency ("Agency") previously was a public body, corporate and politic formed, organized, existing and exercising its powers pursuant to Section 34100, *et seq.* of the California Health and Safety Code, and exercised the powers, authority, functions, jurisdiction of a community redevelopment agency formed, organized, existing and exercising its powers pursuant to the California Community Redevelopment Law, Health and Safety Code, Section 33000, *et seq.* ("CRL"), and specifically formed by the City Council ("City Council") of the City of Atwater ("City"); and

**WHEREAS**, Assembly Bill x1 26 chaptered and effective on June 27, 2011 added Parts 1.8 and 1.85 to Division 24 of the California Health & Safety Code, which caused the dissolution of all redevelopment agencies and winding down of the affairs of former agencies, including as such laws were amended by Assembly Bill 1484 chaptered and effective on June 27, 2012 (together, the "Dissolution Act"); and

**WHEREAS**, as of February 1, 2012 the Agency was dissolved pursuant to the Dissolution Act and as a separate legal entity the City serves as the Successor Agency to the Atwater Redevelopment Agency ("Successor Agency"); and

**WHEREAS**, the Successor Agency administers the enforceable obligations of the former Agency and otherwise unwinds the Agency's affairs, all subject to the review and approval by a seven-member oversight board ("Oversight Board"); and

**WHEREAS**, pursuant to Section 34179 the Successor Agency's Oversight Board has been formed; and

**WHEREAS**, Section 34179 provides that the Oversight Board has fiduciary responsibilities to holders of enforceable obligations and the taxing entities that benefit

from distributions of property tax and other revenues pursuant to Section 34188 of Part 1.85 of the Dissolution Act; and

**WHEREAS**, Section 34177(j) requires the Successor Agency to prepare a proposed administrative budget and submit it to the Oversight Board for approval; and

**WHEREAS**, pursuant to Section 34177(j), the Successor Agency's "Administrative Budget" is to include all of the following: (a) estimated amounts of the Successor Agency's administrative costs for the up-coming six-month fiscal period; (b) the proposed sources of payment for the costs identified in (a); and (c) proposals for arrangements for administrative and operations services provided by the city serving as Successor Agency; and

**WHEREAS**, the Successor Agency approved the Fiscal Year 2015-16 Administrative Budget for the period July 1, 2015 to December 31, 2015 and for the period January 1, 2016 to June 30, 2016 on February 17<sup>th</sup>, 2015 and authorized submittal thereof to the Oversight Board for its review and approval; and

**WHEREAS**, the Administrative Budget, when and as approved by the Oversight Board, will be provided to the County of Merced Auditor-Controller pursuant to Section 34177(k) so that the Successor Agency's estimated administrative costs in the approved Administrative Budget will be paid from property tax revenues deposited into the Redevelopment Property Tax Trust Fund for each applicable six-month period.

**NOW, THEREFORE**, the Oversight Board of the Successor Agency to the Redevelopment Agency of the City of Atwater, does hereby resolve as follows:

**Section 1. Recitals.**

The foregoing recitals are true and correct and made a part of this Resolution.

**Section 2. Adoption of Successor Agency FY 2015-16 Administrative Budget.**

Pursuant to the Dissolution Act, the Oversight Board of the Successor Agency to the Redevelopment of the City of Atwater, hereby approves the Fiscal Year 2015-16 Administrative Budget for the period July 1, 2015 to December 31, 2015 and for the period January 1, 2016 to June 30, 2016.

**Section 3. Transmittal to County Auditor Controller.**

The Oversight Board authorizes transmittal of the Fiscal Year 2015-16 Administrative Budget for the period July 1, 2015 to December 31, 2015 and for the period January 1, 2016 to June 30, 2016 to the County Auditor-Controller once reviewed and approved. The City Manager and the Finance Director, and their designees, are also authorized

and directed to take such actions as necessary and appropriate to carry out and implement the intent of this Resolution, including without limitation, the establishment of separate accounts and funds as necessary to appropriately document the receipts and expenditures of the City acting in its capacity as Successor Agency to the Redevelopment Agency.

**Section 4. Severability.**

If any provision, sentence, clause, section or part of this Resolution is found to be unconstitutional, illegal or invalid, such finding shall affect only such provision, sentence, clause, section or part, and shall not affect or impair any of the remaining parts.

The foregoing resolution is hereby adopted this 17<sup>th</sup> day of February, 2015.

**AYES: ALLISON, McDANIEL, SHEPARD, FREITAS, HOLMAN, PRICE**  
**NOES: NONE**  
**ABSENT: DEOL**

**APPROVED:**



A handwritten signature in black ink, appearing to read 'James E. Price', is written over a horizontal line. The signature is stylized and cursive.

**JAMES E. PRICE, CHAIR**

**ATTEST:**



A handwritten signature in blue ink, appearing to read 'Scott McBride', is written over a horizontal line. The signature is cursive.

**SCOTT McBRIDE,  
BOARD SECRETARY**

**FY 2014-15 Administrative Activities**

**Personnel**

County correspondence/coordination	Successor Agency Staff, RSG, Legal Counsel
State correspondence/coordination	Successor Agency Staff, RSG, Legal Counsel
Prepare ROPS	Successor Agency Staff, RSG, Legal Counsel
Prepare admin budget	Successor Agency Staff, RSG, Legal Counsel
Oversight Board staff support	Successor Agency Staff, RSG, Legal Counsel
Management of dissolution activities	Successor Agency Staff, RSG, Legal Counsel
Annual Audit	Price, Page & Company
Manage/monitor finances	Successor Agency Staff,RSG
Agendas/minutes/Brown Act records assistance	Successor Agency Staff,RSG

**Successor Agency Administrative Budget**

	<b>Description</b>	<b>Total</b>
Successor Agency Staff Costs	Salaries, Wages, Benefits	177,000.00
Rosenow Spevacek Group Inc.	Advisory Services (ROPS Preparation, Legislative Guidance, Property Disposition, Cash Flow Projections, State/County Correspondance, etc.)	25,000.00
Price, Page & Company	Audit Services	5,000.00
Union Pacific Railroad	Landscaping Lease	2,000.00
Successor Agency Legal Counsel	Legal Services	40,000.00
Oversight Board Costs	Supplies and Meeting Cost	1,000.00
<b>Grand Total</b>		<b>\$ 250,000.00</b>